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GOVERNMENT NOTICE

DEPARTMENT OF BASIC EDUCATION

No. 646

27 August 2012

SOUTH AFRICAN SCHOOLS ACT, 1996 (ACT NO 84 of 1996)**AMENDED NATIONAL NORMS AND STANDARDS FOR SCHOOL FUNDING**

I, Angelina Matsie Motshekga, Minister of Basic Education, in terms of the section 48(1) of the South African Schools Act, 1996, (Act 84 of 1996) and paragraph 110 of the National Norms and Standards for School Funding (NNSF), after consultation with the Minister of Finance and the Council of Education Ministers, hereby publish amendments to the NNSF. The NNSF were published in Government Notice No. 890, Government Gazette No. 29179 of 31 August 2006, corrected by Government Notice No. 1282, Government Gazette No. 29473 of 14 December 2006, amended by Government Notice No. 26, Government Gazette No. 30679 of 18 January 2008 and further amended by Government Notice No. 1087, Government Gazette No. 31496 of 8 October 2008, Government Notice No. 1387, Government Gazette No. 31574 of 4 November 2008, Government Notice No. 78, Government Gazette No. 31848 of 30 January 2009, Government Notice No. 1052, Government Gazette No. 32683 of 6 November 2009, Government Notice No. 1135, Government Gazette No. 32772 of 3 December 2009; Government Notice No. 1179, Government Gazette No. 32804 of 11 December 2009; Government Notice No. 1017, Government Gazette No. 33723 of 05 November 2010, Government Notice No. 47, Government Gazette No. 33971 of 28 January 2011, Government Notice No. 48, Government Gazette No. 33973 of 31 January 2011 and Government Notice No. 424, Government Gazette No. 34290 of 13 May 2011.

The National Norms and Standards for School Funding are hereby amended by the insertion after paragraph 145 on page 40 of the National Norms and Standards for School Funding, Government Gazette No. 29179 of 31 August 2006, with:

- (a) **Paragraph 145A** Recognition of a voluntary association representing governing bodies of public schools for purpose of funding;
- (b) **Paragraph 145B** Funding to school governing bodies as a contribution towards payment of subscription fees to a recognized voluntary association representing governing bodies of public schools; and
- (c) **Paragraph 145C** Funding to school governing body associations for capacity building.


MRS ANGIE MOTSHEKGA, MP
Minister of Basic Education
Date: 01 12 2011

SCHEDULE

The National Norms and Standards for School Funding are hereby amended by the insertion after paragraph 145 on page 40 of the National Norms and Standards for School Funding, Government Gazette No. 29179 of 31 August 2006, with:

The effective date for implementation of this amendment will be 1 April 2013.

“Recognition of a voluntary association representing governing bodies of public schools for purpose of funding

145A (a) A Head of Department may consider recognizing a voluntary association representing governing bodies of public schools for purposes of funding if:

- (i) the association has made a written application for recognition to the PED using the application form attached as **APPENDIX A**;
- (ii) the members of the association have approved and adopted a written constitution which supports the principle of freedom of association in line with the South African Constitution and complies with all applicable legislative requirements;
- (iii) the purpose and objectives of the association are not for the acquisition of gain or profit and will promote the interest of education through its members as well as the schools they represent;
- (iv) expenditure incurred by the association is in line with the responsibilities, purposes and objectives of the association and in the interest of the governing bodies it represents; and
- (v) the association has a membership base of at least 10% of public schools within the province.¹⁾

¹⁾ *As an interim measure, associations will be considered for provisional recognition for funding irrespective of the number of members represented with the proviso that the required membership level be attained within 3 years after the implementation of this policy. The provisional recognition for funding of those associations which fail to meet the prescribed minimum membership level by the target date will be withdrawn.*

- (b) (i) Recognition for purpose of funding of voluntary associations representing governing bodies of public schools will be reviewed by the HoD annually and may be withdrawn if found not to comply with the requirements as contemplated in paragraph 145A(a) or for failure to comply with any other requirement imposed on it within this policy.
- (ii) The HoD may not take action under subsection (i) unless he or she has-

- (1) informed the association of his or her intention to withdraw the recognition for purpose of funding, stating the reasons why such withdrawal is contemplated;
 - (2) granted the association a reasonable opportunity to make written representations to him or her why the recognition for funding should not be withdrawn; and
 - (3) given due consideration to any such representations received.
- (iii) The association may appeal to the Member of the Executive Council against the withdrawal of recognition of the association for purpose of funding.

Funding to school governing bodies as a contribution towards payment of subscription fees to a recognized voluntary association representing governing bodies of public schools

145B (a) A governing body of a public school, as a member of a voluntary association, will qualify for funding in aid of its subscription fees if the voluntary association is recognized for purpose of funding by the HoD.

- (b) Funding is intended to be a contribution towards payment of the annual subscription fees to a recognized voluntary association representing governing bodies, and will not necessarily cover the whole amount of a member's subscription fees.
- (c) The amount of funding in aid of subscription fees awarded to a governing body by the PED each year will be up to a maximum of the published national per learner target allocation applicable to the school for that particular year calculated for two learners. The amount of funding in aid of subscription fees awarded to a governing body representing a school for learners with special education needs will be based on the highest national per learner target allocation amount applicable for that particular year.

Example 1: The maximum amount in aid which may be allocated to a quintile 1 school or a school for learners with special education needs in 2012 will be $R960 \times 2 = R1\,920$ (R960 is the national target per learner allocation in quintile 1 schools in 2012).

Example 2: The maximum amount in aid which may be allocated to a quintile 5 school in 2012 will be $R165 \times 2 = R330$ (R165 is the national target per learner allocation in quintile 5 schools in 2012).

- (d) The total amount in aid of subscription fees awarded to a governing body by the PED will not exceed the actual amount payable as subscription to the governing body association which it is a member of.
- (e) Transfer of the contribution towards payment of annual subscription fees will be processed by the PED as follows:

- (i) Schools which have been allocated the function to pay for services to the school under Section 21 (1) (d) of the South African Schools Act: The subsidy will be transferred into its school fund account. Payment of the full subscription fee over to the governing body association remains the responsibility of the school.
 - (ii) Schools which have **not** been allocated the function to pay for services to the school under Section 21 (1) (d) of the South African Schools Act: The subsidy will be transferred directly to the relevant governing body association on behalf of the school.
 - (iii) PEDs must make transfer payments of contributions towards payment of annual subscription fees on or before 15 May of each year.
- (f) Where the total amount claimed by the schools is less than the provincial budget allocation for subscription fees, funds can be diverted to the budget allocated for capacity building of SGB members in the province, or for compensation for fee exemptions or to the school allocation via the adjustment estimates. Where the total amount claimed is greater than the budgeted allocation, a weighting system will apply.
- (g) The associations recognized for funding must, by 31 March each year, provide the PED with the following:
- (i) copies of their audited annual financial statements for the previous financial year. The financial statements must have, as an attachment, a declaration by the auditor on whether the association practices sound financial management.
 - (ii) a declaration of the amount of subscription fees payable by members for the year.
 - (iii) a list of members within the province with a letter from each school governing body confirming membership and signed by the governing body chairperson.

Funding to school governing body associations for capacity building

- 145C** (a) Funding intended for training by a governing body association recognized for purpose of funding to members of a governing body of a school or a group of schools in order to improve performance of their statutory duties may be provided through the PED's budgetary process.
- (b) A governing body association will be eligible to train members of a governing body of a school or group of schools as contemplated in Section 19 (4) (a) of SASA if the association:

- (i) is recognized for purpose of funding in terms of paragraph 145A (a)
- (ii) is registered as an approved service provider on the provincial supplier database

The HoD may determine additional conditions for determining the eligibility of a governing body association to provide training to school governing bodies. These additional conditions must be determined after consultation with associations recognized in terms of paragraph 145A (a).

- (c) An eligible governing body association may submit proposals on the capacitation of SGBs to the HoD, and the HoD may also approach SGB Associations to submit such proposals. The proposal may include training of members of a governing body of a particular school which may not necessarily be a member of the association providing the training. The proposals must at least detail the nature, extent, duration and financial implications of the intended training. These proposals must be submitted to the HoD by 30 June of the financial year preceding the year in which the funding will be made available.
- (d) The training as contemplated in Section 19 (4) of SASA should be intended to enhance the capacity of governing bodies to perform their statutory functions as established by Section 20 and Section 21 of SASA. The training should be aimed at the improvement of knowledge, skills and/or attitude of the governing body members.
- (e) PEDs will give an indication of the awards by 15 February of the year following the submission. The funding will be paid as per agreed schedule effective from 1 April of the year of the award and it may exceed one year.
- (f) The training offered by governing body associations is intended to augment and not replace other departmental training interventions aimed at enhancing the capacity of governing bodies.

APPENDIX A**APPLICATION FORM****Recognition as Voluntary Association****In terms of Paragraph 145A of the Amended National Norms and Standards
for School Funding****Name of Association:****Domcilium (physical address):****Name of Chairperson/ Executive Director / National Secretary:****Telephone:****Fax:****E-mail:****Website:**

I,

in my capacity as

of the

hereby make application for recognition as a Voluntary Association representing

governing bodies of public schools in the
Province ofin terms of Paragraph 145A of the Amended National Norms and Standards for
School Funding.

I confirm that the Association has consistently complied in all respects with its Constitution since its establishment and commits itself to adhere to the applicable provisions regarding recognition as outlined the Amended National Norms and Standards for School Funding.

Signed on
this

day of

(month &
year)

Information & Supporting Documents:**1. Management**

Name of Chairperson	
Name of Secretary	
Name of Treasurer	

2. Constitution (A copy must accompany this application form)

Date formally adopted	
Date of the Association's most recent Annual General Meeting (attach copy of minutes)	

3. Code of Conduct (indicate with 'X')	Yes	No	(If 'Yes', submit a copy)
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4. Membership (Detailed list must accompany this application form)

Number of registered members	
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